

CHINO VALLEY INDEPENDENT FIRE DISTRICT
Regular Meeting of the Board of Directors

MINUTES
January 12, 2022

PRESIDENT'S ANNOUNCEMENT

President Mike Kreeger announced that face coverings will be required for meeting attendees at all times. He further stated that this requirement is in compliance with the California Department of Public Health (CDPH) mandate in effect through January 15, 2022.

ROLL CALL

All Board Members were present.

OPEN SESSION

President Kreeger called the Open Session to order.

ADJOURN TO CLOSED SESSION

President Kreeger read the closed session items and adjourned to Closed Session.

President Kreeger also announced that Interim Human Resources Director Andrew Tse will replace Human Resources Director Kristi Kuchwara as negotiator on all closed session items on the agenda.

CONFERENCE WITH LABOR NEGOTIATORS

Meet with Board appointed negotiators (Fire Chief Dave Williams, Finance Director Steve Heide, and Interim Human Resources Director Andrew Tse regarding negotiations between the Teamsters Local 1932, Non-Safety Unit employees and the Chino Valley Fire District per Government Code Section 54957.6.

CONFERENCE WITH LABOR NEGOTIATORS

Meet with Board appointed negotiators (Fire Chief Dave Williams, Finance Director Steve Heide and Interim Human Resources Director Andrew Tse regarding negotiations between the Chino Valley Professional Firefighters, Local 3522 (CVPF) Safety Unit and the Chino Valley Fire District per Government Code Section 54957.6.

President Kreeger asked if there were any requests to speak from the Public.

Clerk of the Board Heney stated that there were no requests to speak from the Public.

RE-OPEN TO OPEN SESSION

President Kreeger re-opened to Open Session at 6:01 p.m.

President Mike Kreeger announced that face coverings will be required for meeting attendees at all times. He further stated that this requirement is in compliance with the California Department of Public Health (CDPH) mandate in effect through January 15, 2022.

ROLL CALL

All Board Members were present.

REPORT OUT OF CLOSED SESSION

President Kreeger reported that there was no reportable action out of closed session.

FLAG SALUTE

President Kreeger.

INVOCATION

Keith Roby, Fire District Chaplain.

CHANGES TO THE AGENDA

President Kreeger asked Clerk of the Board Heney if there were any changes to the agenda.

Clerk of the Board Heney stated that staff was requesting to pull the recognition for Training Captain Bryan Turner under presentations and announcements and place it on the February agenda.

PRESENTATIONS / ANNOUNCEMENTS

Recognition – Outgoing Board President Sarah Ramos-Evinger

President Kreeger recognized Director Ramos-Evinger for her service as Board President.

President Kreeger presented Director Ramos-Evinger with a gavel plaque.

Director Ramos-Evinger thanked the District and Board of Directors for their support.

New Employee Introduction

Auxiliary Worker Matthew Gibbon

President Kreeger welcomed Matthew to the Fire District.

Retirement Recognition

Fire Chief Tim Shackelford

President Kreeger read Fire Chief Shackelford's biography and recognized him on his retirement.

Fire Chief Williams said a few words and congratulated Fire Chief Shackelford on his retirement.

PUBLIC HEARING

PUBLIC HEARING – PUBLIC TO PROVIDE INPUT REGARDING THE COMPOSITION OF THE DIVISIONS AND TO CONSIDER DIVISION BOUNDARIES FOR FIRE DISTRICT TRANSITION FROM AT-LARGE TO BY-DIVISION ELECTIONS AND ADOPTION OF BOUNDARY MAP

Purpose is to provide the public with an overview of the Fire District's plan to transition from at-large to by-division elections and adoption of a boundary map pursuant to the California Voting Rights Act (CVRA) and associated statutes, and review draft maps with the proposed boundary lines.

President Kreeger opened the public hearing.

Clerk of the Board Heney stated that at the Regular Board meeting held on January 13, 2021, the Board of Directors adopted Resolution No. 2021-06 declaring its intention to transition from an at-large to a by-division electoral system to comply with the California Voting Rights Act.

Clerk of the Board Heney stated that at one of the requirements presented to the Board was to hold two public hearings at which the public may provide input regarding the composition of the divisions and to consider division boundaries before NDC draws any draft maps of the proposed division boundaries. She further stated that the first public hearing was held at a Special Board Meeting on November 17, 2021. The second of the two public hearings to receive public is scheduled for the Regular Board Meeting on December 8, 2021.

Clerk of the Board Heney stated that once NDC prepares draft maps, two additional public hearings will be held regular Board Meetings scheduled on January 12, 2022 and February 9, 2022.

Clerk of the Board Heney announced that Jeff Simonetti with NDC was present to provide an overview to the public and provide any additional information and receive input as part of the public hearing.

RECOMMENDATION: It is recommended that the Board of Directors conduct a third Public Hearing to provide an opportunity for the public to receive an overview of the Fire District's plan to transition from at-large to by-division elections and adoption of a boundary map pursuant to the California Voting Rights Act (CVRA) and associated statutes, and review and provide input on draft maps with the proposed boundary lines.

Jeff Simonetti with NDC presented a PowerPoint overview on the redistricting process, its key dates, next steps and encouraged input.

President Kreeger asked Clerk of the Board Heney if there was public comment.

Fire Safe Council Chair Charlie Blank had several clarification questions that were answered by Jeff Simonetti.

President Kreeger closed the Public Hearing.

President Kreeger asked for Board comment.

Each Board Member had the opportunity to ask questions and/or make comments. NDC will modify and create one or more additional maps with the input received and make all draft maps available on the website 7 days prior to the next public hearing. The maps will also be discussed, along with any additional maps received, at the next public hearing on February 9, 2022.

There was no vote required.

PUBLIC COMMUNICATIONS

President Kreeger asked if there were any requests to speak from the Public.

Clerk of the Board Heney stated that there were no requests to speak from the Public.

LIAISON REPORTS TO FIRE DISTRICT (County 4th District, City of Chino, City of Chino Hills, Fire Foundation, Fire Safe Council, School District

Clerk of the Board Heney stated that Fire Safe Council Chairman was present.

Chairman Blank had no report.

CONSENT CALENDAR

1. **MINUTES**

Minutes – December 8, 2021 – Regular Board Meeting

2. **MONTHLY DISTRICT REPORT**

Month of November 2021

3. **MONTHLY FINANCIAL REPORT**

Monthly Financial Report – December 2021

4. **MONTHLY TREASURER'S REPORT**

Monthly Treasurer's Report – November 2021

5. **WARRANTS**

Warrants for November 2021 #54534 through #54713

6. BOARD MEETINGS/TRAVEL – AUTHORIZATION TO ATTEND CONFERENCE, MEETING OR TRAINING

None.

7. FINDINGS TO CONDUCT BOARD AND COMMITTEE MEETINGS VIRTUALLY UNDER ASSEMBLY BILL 361

Purpose is for the Board of Directors to state its finding considering the circumstances of the current proclaimed state of emergency; and state finding that state or local officials have imposed or recommended measures to promote social distancing; and as a result, the Fire District may hold regular and special board meetings and regular and special committee meetings virtually by videoconference, in accordance with AB 361.

RECOMMENDATION: Approve Consent Calendar Item Numbers 1 through 7 as presented.

President Kreeger asked Clerk of the Board Heney if there were any public comments on the Consent Calendar.

Clerk of the Board Heney stated that there were no public comments.

President Kreeger asked if any Board Members wanted to pull an item from the Consent Calendar for discussion.

Director Ramos-Evinger pulled Item #1.

President Kreeger stated he had a comment on Item #7.

Moved by Director Ramos-Evinger seconded by Vice President DeMonaco carried by a 5-0 voice vote for the Board of Directors to approve the Consent Calendar items #2-6, as presented.

AYES: BOARD MEMBERS: Kreeger, DeMonaco, Luth, Ramos-Evinger and Williams.

NOES: BOARD MEMBERS: None.

ABSTAIN: BOARD MEMBERS: None.

ABSENT: BOARD MEMBERS: None.

Director Ramos-Evinger stated she could not vote on Item #1, she was not present at the last Board meeting.

Moved by President Kreeger, seconded by Board Member Luth carried by a 4-0 voice vote for the Board of Directors to approve the Consent Calendar item #1, as presented.

AYES: BOARD MEMBERS: Kreeger, DeMonaco, Luth, and Williams.

NOES: BOARD MEMBERS: None.

ABSTAIN: BOARD MEMBERS: Ramos-Evinger.

ABSENT: BOARD MEMBERS: None.

President Kreeger asked Legal Counsel Ballinger about Item #7, COVID protocols with regards to if a Board Member has an exposure and can't make the meeting, within how many days can the meeting be set up virtually.

Legal Counsel Ballinger stated that the notification must be received before the agenda is posted, which is 72 hours before the meeting or the agenda can be amended to announce that the meeting will be hybrid. He further stated that another way would be to keep language on every agenda that provides for teleconferencing.

Legal Counsel Ballinger stated that Item #7 does not contain the language in terms of setting up the teleconference and allowing the public to call in. He further stated it would require further language and it would mean staff would have to have that technology and be prepared to set up even if no one calls in.

Moved by President Kreeger, seconded by Vice President DeMonaco carried by a 5-0 voice vote for the Board of Directors to approve the Consent Calendar item #7, as presented.

AYES: BOARD MEMBERS: Kreeger, DeMonaco, Luth, Ramos-Evinger and Williams.

NOES: BOARD MEMBERS: None.

ABSTAIN: BOARD MEMBERS: None.

ABSENT: BOARD MEMBERS: None.

OLD BUSINESS

None.

NEW BUSINESS

8. BOARD OF DIRECTORS ANNUAL INDIVIDUAL MEMBERSHIP REVIEW

Purpose is for the Board of Directors to review and approve individual annual memberships for Board Members in compliance with Board Policy 1090.

Clerk of the Board Sandra Heney stated Board Policy 1090 encourages participating in associations, service clubs and fraternal organizations for Board Members in good standing and provides for reimbursement of the direct and reasonable cost of said membership upon annual Board of Directors review and approval.

Clerk of the Board Heney stated that listed on the staff report are the submittals for Board Member individual memberships for approval consideration.

President Mike Kreeger

Rancho Del Chino Rotary

Vice President John DeMonaco

Chino Rotary

American Legion

Clerk of the Board Heney stated that Board Members are limited to reimbursement for two such memberships.

RECOMMENDATION: It is recommended that the Board of Directors review and approve annual memberships for Board Members per Board Policy 1090.

President Kreeger asked if there was any Public comment.

There was no public comment.

President Kreeger asked for Board comment.

Vice President DeMonaco stated that service clubs are very valuable to the community and participation is important. He further stated that he encourages Board Members and employees to join service clubs.

Director Ramos-Evinger asked what if they decide mid-year to join a service club, does it have to go to the Board for approval.

Vice President DeMonaco asked if a Board Member can join a service club during the next year without it listed tonight.

Legal Counsel Ballinger stated that the Board Members can do so but at their own risk and it would have to come back to the Board at some point to ask for approval for reimbursement.

Director Luth stated he supports Board Member memberships in service clubs.

Moved by Director Luth, seconded by Vice President DeMonaco, carried by a 5-0 voice vote for the Board of Directors to review and approve annual memberships for Board Members per Board Policy 1090 as presented on the staff report.

AYES: BOARD MEMBERS: Kreeger, DeMonaco, Luth, Ramos-Evinger and Williams.

NOES: BOARD MEMBERS: None.

ABSTAIN: BOARD MEMBERS: None.

ABSENT: BOARD MEMBERS: None.

9. FIRE DISTRICT BOARD MEMBER COMPENSATION

Purpose is for the Board to review and discuss Board Member compensation.

Clerk of the Board Heney stated that Fire District Policy and Procedures for Board of Directors ("Board Policies") calls for review and consideration of Board Member compensation at the Regular Board Meeting in January of every even year, or as soon thereafter as practical, to review and consider Board Member compensation to determine if any adjustments are appropriate.

Clerk of the Board Heney stated that Health and Safety Code section 13857, as part of the Fire Protection District Law of 1987, sets forth the provisions controlling compensation for members of the District's Board of Directors pursuant to Chapter 2 of Division 10 of the California Water Code, section 20200 et. seq., or its successor statutes. State law provides for increases in compensation by ordinance, up to five percent (5%) for each calendar year following the effective date of the last adjustment. It has been two calendar years since the last Board-approved compensation increase. The maximum number of compensable meetings or other days of service rendered as a member of the Board, in line with Board Policies, remains at 10 days per month.

Clerk of the Board Heney stated Board Member compensation is currently set at \$165.00 per meeting as adopted by Ordinance No. 2020-01. As currently permitted by State law and the Board Policies, the maximum allowable current increase per meeting could be \$16.50 (based on the 5% statutory limit on increases per year x the current \$165.00 compensation per meeting x 2 calendar year following the last adjustment), which would amount to a total maximum allowable compensation of \$181.50 per meeting.

Clerk of the Board Heney stated that if the Board of Directors would like to consider adopting an ordinance to provide for an increase in Board Member compensation, the proposed schedule for adopting an ordinance would be as follows:

1. First Reading – February 9, 2022
2. Second Reading and Public Hearing (Adoption) of Ordinance – March 9, 2022
3. Ordinance effective July 1, 2022 in compliance with Fire District Policy and Procedures for Board of Directors.

Clerk of the Board Heney stated any ordinance to increase Board Member compensation requires a public hearing held at a regularly scheduled Board meeting and notice of the hearing published in a newspaper of general circulation in the District once a week for two successive weeks prior to the public hearing.

RECOMMENDATION: It is recommended that the Board review and discuss the information provided pertaining to Board Member compensation and provide direction to staff.

President Kreeger asked if there was any Public comment.

There was no public comment.

President Kreeger asked for Board comments.

President Kreeger recommended to increase the amount by \$8.25.

Director Williams recommended to raise the compensation to \$175.00 per meeting.

Director Ramos-Evinger stated she could support either an \$8.25 or \$10.00 increase.

Vice President DeMonaco stated he agreed with the compensation being increased to \$175.00 per meeting.

Chairman Blank commented that he supported the increase of \$175.00 per meeting.

Moved by Director Williams seconded by President Kreeger carried by a 3-2 voice vote for the Board of Directors to move forward with the process for adopting an ordinance to increase Board Member compensation to \$175.00 per meeting.

AYES: BOARD MEMBERS: Kreeger, Ramos-Evinger and Williams.

NOES: BOARD MEMBERS: Luth and DeMonaco.

ABSTAIN: BOARD MEMBERS: None.

ABSENT: BOARD MEMBERS: None.

10. RESOLUTION NO. 2022-01 ADOPTING REVISED FIRE DISTRICT POLICY AND PROCEDURES FOR BOARD OF DIRECTORS

Purpose is for the Board of Directors to review proposed changes to the Fire District Policy and Procedures for Board of Directors ("Board Policies") as presented, and review, approve and adopt Resolution No. 2022-01, rescinding Resolution 2021-13 and adopting the proposed Policy and Procedures for Board of Directors as reviewed, with modifications.

Clerk of the Board Heney stated that at the December 8, 2021 Board of Directors meeting, the Board of Directors provided staff with direction to modify the Fire District Policy and Procedures for Board of Directors to add a Legislative Committee to the policies.

Clerk of the Board Heney stated that the proposed Legislative Committee shall be tasked with reviewing proposed and enacted legislation of interest to the District, including attending outside meetings of legislative interest to the Fire District, as individual representatives of the Fire District, for the purpose of reporting back to the Board on any matters of legislative concern or submitting recommendations to the Board of Directors.

Clerk of the Board Heney stated that additionally, Section 1050.0 of the Board Policies has been amended to clarify that Legislative Committee meetings, similar to other types of ad hoc, liaison and other meetings attended by Board Members in their official capacity, remain compensable.

Clerk of the Board Heney stated that recent changes to Health and Safety Code section 13857 suggest the District should also annually adopt, via its written policies and supported by substantial evidence, findings for why more than 4 compensable meetings a month are necessary for the effective operation of the District. This State law change can be read as applying only to Brown Act Board meetings, for which the District has only a single regular Board meeting a month, and requiring no further action. However, in the interest of being over-inclusive, Board Policies Section 1050.0 has been further amended to articulate why Board Member engagement, via compensable meetings and other activities, is necessary for operation of the District.

Clerk of the Board stated that as with previous Board Policy revisions, the proposed revised Board Policies have been reviewed and revised by District Legal Counsel in order to ensure that all provisions of the Policies are legally compliant.

RECOMMENDATION: It is recommended that the Board of Directors review, approve and adopt Resolution No. 2022-01, rescinding Resolution No. 2021-13, and adopting the Policy and Procedures for Board of Directors, as presented with revisions, to add a Legislative Committee and make clarifying changes regarding Board compensation.

President Kreeger asked if there was any Public comment.

There was no public comment.

President Kreeger asked for Board Comments.

President Kreeger stated that establishing a legislative committee will benefit the District to build relationships with elected officials and their staff members. He further stated his support to establish the committee as part of the Board Policies.

President Kreeger recommended that Vice President DeMonaco and himself be assigned to this committee.

Director Ramos-Evinger stated her support for the committee. She also stated that Vice President DeMonaco and President Kreeger would be good representatives.

Director Williams stated he believed a legislative committee would benefit the District.

Director Luth stated he was in support of this committee.

Vice President DeMonaco asked the Clerk of the Board for clarification on the changes proposed to the Board policies pertaining to the Brown Act.

Clerk of the Board Heney stated that there are three proposed changes to the policies. The first change is to add the legislative committee, the second is to include language to make the committee compensable, and the third is a clean up item related to a statute revision in 2019 pertaining to the Brown Act requiring the Board to justify having four meetings per month. The definition of “meeting” is not clear in the statute and legal has recommended adding the language to the Board Policies for the purpose of transparency.

Legal Counsel Ballinger stated that the statute doesn’t say meetings of the board, subcommittee meetings or meetings of outside agency, it just states meetings.

Moved by President Kreeger seconded by Vice President DeMonaco carried by a 5-0 voice vote for the Board of Directors to approve and adopt Resolution No. 2022-01, adopting the Policy and Procedures for Board of Directors, as presented with revisions, to add Legislative Committee and make clarifying changes regarding Board compensation.

AYES: BOARD MEMBERS: Kreeger, DeMonaco, Luth, Ramos-Evinger and Williams.

NOES: BOARD MEMBERS: None.

ABSTAIN: BOARD MEMBERS: None.

ABSENT: BOARD MEMBERS: None.

11. 2022 COMMUNITY LIAISONS AND STANDING COMMITTEE MEMBER ASSIGNMENTS

Purpose is for the President of the Board to announce any appointments to Fire District community liaisons and committees for 2022.

President Mike Kreeger announced that he has appointed Vice President DeMonaco and himself to the new legislative committee.

RECOMMENDATION: It is recommended that the Board President announce any appointments to Fire District community liaisons and committees for 2022.

No vote required.

12. VEGETATION MANAGEMENT ORDINANCE 2022-01

Purpose is for the Board of Directors to review, introduce and conduct a first reading, by title only, of a proposed Ordinance for vegetation management, defensible space, and declaring certain vegetation and waste matter a public nuisance, as well as allowing for the removal thereof, as authorized under Health and Safety Code Sections 13861(h), 13861(i), 13870, 13879, 14875 et seq., and 14900.5, while also providing for public comment.

Fire Marshal Danielle Barnes stated in 1995, the Fire District implemented a Weed and Hazard Abatement Program with the City of Chino Hills. The intent of the program was to monitor and abate weed and brush hazards that threaten wildland and urban interface areas prevalent in the city.

Fire Marshal Barnes stated that in 1996, the Fire District entered into a similar agreement with the City of Chino, to better provide continuity of service and fire safety related to vegetation management. She further stated that the program currently requires bi-annual inspections of approximately 52,716 parcels in the cities of Chino, Chino Hills and portions of the unincorporated areas of San Bernardino County.

Fire Marshal Barnes stated that based on our governing authority within the Health and Safety Code, we are required to present a Resolution for Weed Abatement and a listing of parcels to be declared for weed abatement. Once approved by the Board of Directors, the District provides notice to respective property owners to obtain compliance and, if the noticed party does not conduct abatement itself at that point, conducts abatement utilizing a private contractor. The current process requires two separate Resolutions to be brought before the Board.

Fire Marshal Barnes stated that attached to this report is proposed Ordinance 2022-01 for Vegetation Management. Ordinance 2022-01 prohibits the accumulation of combustible vegetation that is capable of being ignited and endangering life, property and the environment. The intent of Ordinance 2022-01 is to protect lives and property from the threat of wildfire, while increasing community safety and the level of protection for habitable structures throughout the District, and clarifying the process by which the District can enforce vegetation management and defensible space standards.

Fire Marshal Barnes stated that Ordinance 2022-01 outlines specific definitions related to what constitutes combustible vegetation and a fire hazard; sets forth minimum general requirements for compliance, including defensible space; and outlines the due process for actions by the District relating to abatement, including providing for the right to appeal and for the collection of cost recovery. The new Ordinance formally declares native vegetation within the Fire District as a seasonal and recurrent nuisance, allowing an annual Resolution to be brought before the Board of Directors, which will ensure more efficiency in the noticing to property owners in violation of relevant vegetation management authorities, and will mitigate the increased risk of fires as a result.

Fire Marshal Barnes stated that the proposed Ordinance requires a public hearing prior to the adoption of the Ordinance. The proposed Ordinance has been reviewed and approved by Fire District's legal counsel and will be advertised as required by law.

RECOMMENDATION: It is recommended that the Board of Directors review, introduce and conduct a first reading of Ordinance 2022-01; approve waiving the reading of the entire ordinance and read the ordinance by title only; advise the public that a complete copy of the ordinance is available for public inspection at Fire District Headquarters; and set a public hearing for February 9, 2022 during the second reading of Ordinance 2022-01 and direct staff to provide public notice as required by law.

President Kreeger asked if there was any Public comment.

Chairman Blank asked if an appointment is needed to look at the ordinance.

Fire Marshal Barnes stated it can be viewed any time during normal business hours, Monday through Friday, 8:00 a.m. to 5:00 p.m.

President Kreeger asked for Board comments.

Director Ramos-Evinger asked if a draft of the ordinance is available on our website.

Clerk of the Board stated that the draft of the ordinance is attached to the agenda, it will be available on the District website and a copy can be requested by the public.

Director Luth stated he had a monthly meeting with Chief Williams and had his questions answered. He also commended that Fire Marshal Barnes and staff do a great job with this process.

Moved by Director Ramos-Evinger seconded by Director Luth carried by a 5-0 voice vote for the Board of Directors review, introduce and conduct a first reading of Ordinance 2022-01; approve waiving the reading of the entire ordinance and read the ordinance by title only; advise the public that a complete copy of the ordinance is available for public inspection at Fire District Headquarters; and set a public hearing for February 9, 2022 during the second reading of Ordinance 2022-01 and direct staff to provide public notice as required by law.

AYES: BOARD MEMBERS: Kreeger, DeMonaco, Luth, Ramos-Evinger and Williams.

NOES: BOARD MEMBERS: None.

ABSTAIN: BOARD MEMBERS: None.

ABSENT: BOARD MEMBERS: None.

Clerk of the Board Heney read the Ordinance by number and title only as approved by majority vote.

13. PREVIOUSLY IMPOSED RESTRICTIONS ON DIRECTOR WILLIAMS

Purpose is for the Board of Directors to discuss previously imposed restrictions on Director Williams by Board action and provide clarification on status.

President Kreeger stated that he had asked to put this item on the agenda to have an open conversation. He further stated he did not put it on to get into an argument with Director Williams but just to clarify due to his concern on the last motion when they dealt with removing the vast majority of the censures on Director Williams.

President Kreeger stated that the two directives kept in place are the key fob access to Administration headquarters and that Director Williams make an appointment with Chief Williams to have staff available to him at that time. He further stated that he watched the video from the last meeting and felt it was made clear to Director Williams.

President Kreeger stated that he understands that Director Williams' meetings with the Fire Chief have gone great. He further stated that he understood that he came to headquarters without an appointment, without issue and staff was able to accommodate him.

President Kreeger stated he just wanted to make a point, the other Board Members do not show up without an appointment.

Fire Chief Williams stated that since he's been in this position, there has not been one instance where a Board Member has shown up without his prior knowledge.

President Kreeger stated that out of courtesy, he is asking Director Williams to continue to make an appointment. He further stated he is happy to revisit this again in six months.

Director Williams stated the following.

Chief sent me a letter in regards to this, I was not aware that this was still in place. I would like to comment that Caroline, the young lady that does the front office, she is very sweet young lady, one of the nicest people I have ever encountered. She's a great person and she says I don't know how things are supposed to go and well I don't know either except for the fact as far as I know, I'm supposed to be treated like a regular Board Member and so she let me in and I went back there and as far as the appointment situation, I was requested to come here and sign for the pay for our Board. Right because I don't do it online and so I came here and I did it and it was no big deal and so where I'm having a problem is I was informed that Mr. Ballinger had sent a letter stating that sanctions could be imposed and he was wrong. Here in simple and the letter he sent said something about a case that went to the federal court and the judge denied it because it wasn't right. The Board had not voted on that case and in that case the Board had not voted against the person filing the lawsuit. Here the four of you voted to do sanctions on me and you can't do it. If you're going to follow the law, take them away and treat me like every board member you can do your censure if you want to do that but you can't keep me from doing my job, you can't keep me from talking to people, you can't keep me from coming here and that type of thing. I will say this, I'm pretty upset about it. However, I will do it the same as you do whereas if I want to come here, I'll call the Chief and let him know I'm coming but you know, I don't like things to get out of hand. I don't have any inkling of why you guys do this. What the Chief told me is I make some people uneasy. Come on, I worked here 33 years, there were no incidents of me attacking anybody or threatening anybody or being ridiculously overt. I don't understand where you guys are coming from other than you're just goddamn mean. That's all I can get out of it. Why would you do something like that to somebody? I've never done anything, I've never attacked anybody. I do get like this when people are getting ridiculous when they're screwing me over I do get loud. But treat me like a decent human being if you want to say hey yeah, we're going to comply with the law that we all took an oath. Now he tried to give some bunk, meaning our lawyer, about a case and what the deal was is just like I told you, it wasn't right. It was a case where they had not voted. You guys voted, you violated the law. Why don't you ask him? Make him tell you, oh you didn't violate the law by doing sanctions on me. He doesn't know what the hell he is doing. We need a new lawyer. You tried to do the same thing to me when I had told Sandra to make the two copies. DeMonaco tried to come after me unilaterally. Can't be done, follow the law. We got a \$250,000 a year employee here, Sandra, who can't understand what her job is.

Director Ramos-Evinger stated to President Kreeger that Director Williams should not be addressing staff like that.

Director Williams stated the following.

I asked her to make a copy that you did a \$35,000 investigation on me and it came back that it was district related business. She has never come to me and says, Winn, I'm really sorry I caused this problem to you. Never. So I can tell you what happened, don't tell me I can't you what happened, that's exactly what happened any you're saying oh, I'm addressing it. I'm not addressing anything except the facts. I'm giving you the facts right now and you guys refuse to accept it. I do not understand why I cannot have contact with staff as far as you're concerned.

President Kreeger stated to Director Williams that his behavior towards Sandra makes it uncomfortable for somebody in her position or somebody around her to be around you, that's why this is in place. He further stated that what we have to avoid, our responsibility is to avoid a harassment issue.

President Kreeger stated to Director Williams that if you make somebody uncomfortable by just calling out somebody similar to what you just did, that makes an employee uncomfortable and as managers or quasi managers or this manager, the head guy in charge here, it is his responsibility legally through human resources laws in the State of California to protect his employees from harassment. He further stated that his behavior just now is exactly why that sanction is still in place.

Director Williams stated that he was told it's not a sanction.

President Kreeger stated it's a censure.

Director Williams stated that it's a sanction the four of you voted on it and it is a sanction. I'm sorry it is the same thing.

President Kreeger stated to Director Williams that he put this on the agenda because he had come in and just wanted to make sure that they we're all on the same page and all clear from because he understood that Director Williams was upset about this.

President Kreeger stated he wanted to make sure that they spoke about this properly so it can be aired out. He further stated to Director Williams that the Board has already voted on this and the censure is still in place and it's not going to change unless somebody on the Board wants to overturn it or make a motion to remove the sanction.

Director Williams stated the following.

So that's you guys are just great, you don't care about the law do you, you don't care about anything except what you want.

President Kreeger stated that he cares about the employees and the human resources laws of the state of California that dictate that we have to protect our employees.

Director Williams asked that if that's the case, why didn't he show it to him. He further stated that he is not threatening anybody and that a person needs to know their job and they need to do their job.

Director Williams stated that he didn't say he was going to attack anybody, hurt anybody and if he gets upset...

President Kreeger stated to Director Williams that the days of raising his voice in the office ended ten years ago. He further stated to Director Williams that it makes people uncomfortable and it can trigger a potential lawsuit.

Director Williams stated the following.

What the hell do you, you told me you didn't know the law. A few months back he says, I don't know the law and I said something about something and you said well it doesn't matter to me I don't know the law and now all of a sudden you're, you know it all.

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President Kreeger stated that he's not saying he knows it all but knows enough about that because he's gone through the California Special District Governance.

Director Williams stated the following.

Do you want to know how much I know about the, there's a guy right there that we, that we pay to know the law and he's lying to me. I'm supposed to be his client as well as you're his client and everybody else.

President Kreeger stated to Director Williams that he wanted to make sure that they are on all the same page and all crystal clear on this. He further stated to Director Williams that he would call the Chief to schedule appointments with him and that's all he is being asked to do.

President Kreeger stated to Director Williams that they have put back in place everything else.

Director Williams stated give me my code, you guys all have a code. I want mine, give me my code.

President Kreeger stated to Director Williams no.

Director Williams stated that he was not being treated like the rest of the Board.

President Kreeger stated to Director Williams that he is treating him with the censure that's in place.

President Kreeger asked Legal Counsel Ballinger if there was anything else he needed to clarify.

Legal Counsel Ballinger stated no.

Director Williams asked Legal Counsel Ballinger why did he send a letter that had lies in it. He further stated to Legal Counsel Ballinger that he doesn't want to answer those questions because he is as bad as the rest of them and that Legal Counsel Ballinger is working against him.

Director Williams stated that he has not done anything to anybody.

President Kreeger stated to Director Williams that the meeting was going to move on and all that they are asking is that he call the Chief to schedule an appointment and that they have put back everything in place. He further stated to Director Williams that they appreciate his behavior up to this point tonight and to try to move forward.

President Kreeger stated to Director Williams to call the Chief and if wants to be treated like a regular board member, the Board calls the Chief and notifies him when they're going to be in the building. He further stated he will start checking in at the front desk also.

No vote needed.

FIRE CHIEF'S COMMENTS

Fire Chief Williams stated that the District has been awarded \$3.3 million from the COVID-19 Special District Relief Fund from the California Department of Finance. California special districts provided essential services to their local communities, maintained a large portion of the state's critical infrastructure, and employed thousands of front-line workers, but initially received none of the COVID relief funding available to cities and counties. A special thank you to CSDA for their leadership in successfully advocating for fiscal relief for California special districts, and also for providing support to staff during the application process.

Fire Chief Williams stated that the District has been awarded a Distinguished Budget Presentation Award from the Government Finance Officers Association for our FY22 Original Budget. This is the 5th consecutive year the District has received the GFOA budget award since our inaugural submission for the FY18 budget.

Fire Chief Williams stated that the Omicron variant is impacting our society very hard and is impacting our personnel as well. We are currently in "extreme" workforce due to the number of employees that are being impacted by COVID. As a result, we have had to cancel all time off for our suppression people and are having to force hire them for many days in a row. We remain committed to ensuring the health and welfare of our people and keeping all of our units in service to the best of our ability.

Fire Chief Williams stated during the month of December, our suppression personnel staffed 2 ambulances 24-hours a day, 7 days a week. Our community members continue to benefit from their efforts and sacrifice, as our priority is to provide exceptional service and safeguard the community.

Fire Chief Williams stated during the month of December, our ambulances responded to 829 incidents in the district and transported 322 patients to the hospital. The average response time of our ambulances during this time-frame was 8 minutes and 29 seconds. Since July 3rd, our ambulances have responded to 4,413 incidents and transported 1,848 patients to the hospital.

HR Consultant Andrew Tse gave a recruitment update.

Fire Chief Williams stated that on January 17th, Administration offices will be closed in observance of the Dr. Martin Luther King, Jr. Holiday.

Fire Chief Williams stated that a Finance Committee Meeting is scheduled for January 24, 2022 at 8:00 a.m.

Fire Chief Williams stated that the ASBCSD Meeting will take place on January 24, 2022 in Rancho Cucamonga at 6:00 p.m.

Fire Chief Williams stated that the Chino Valley Mayor's Prayer will take place on February 8th at 7:00 a.m. at Los Serranos Country Club.

Fire Chief Williams stated that the 2022 Chino State of the City Event will take place at the Planes of Fame Museum on February 22nd.

BOARD COMMITTEE REPORTS/BOARD COMMENTS

Director Ramos-Evinger stated that she attended the Chino Youth Parade, Make A Child Smile, Chino City Council, Fire Safe Council and Chino Hills Council meetings.

Director Ramos-Evinger congratulated Chief Shackelford on his retirement and welcomed new auxiliary worker Matthew Gibbon to the Fire District.

Director Ramos-Evinger thanked the foundation and staff for all their hard work during the community outreach during the Christmas events.

Director Ramos-Evinger thanked Finance Director Heide and staff for all their hard work and congratulated them on their award.

Director Ramos-Evinger thanked staff for her award and their support.

Director Williams thanked Chief Williams for everything he has done. He further stated that he hopes to get over this ridiculousness soon.

Director Williams stated that he doesn't understand why our \$250,000 a year Clerk of the Board can't say she's sorry. He further stated that there was a \$35,000 spent on him and it proved that she was wrong.

Director Williams asked why Legal Counsel Ballinger would try to say something about the case when it didn't apply. He further stated that the Board is putting themselves out there for a lawsuit.

Director Williams stated he has a right to get upset because he has been putting up with this for over three years.

Director Williams stated that he thought he was going to be just like the Board, deal with the Chief and have good relations and they're not letting him do it. He further stated that the Board refuses to accept it.

Director Williams stated that all he asked her to do was make two copies and that it proved by a \$35,000 investigation that she should have made the copies and she's caused him hell for three years. He further stated don't make it six months, make it next meeting, make him like everybody else so he can act and be like the rest of the Board.

President Kreeger informed Director Williams to fill out a request to have that put on the agenda.

Director Luth stated that he attended the Chino Youth Parade, Chino Hills Council, Chino Council meetings.

Director Luth welcomed Matthew Gibbon to the Fire District.

Director Luth congratulated Chief Shackelford on his retirement.

Director Luth thanked Director Ramos-Evinger for her year as Board President.

Director Luth made a comment on the Board compensation item.

Director Luth congratulated Finance Director Heide and his staff on the GFOA Award.

Director Luth stated he was proud of being part of this District.

Director Luth stated that in spite of the rhetoric that was heard tonight, some of the claims are absolutely not true and have been pointed out over and over at nauseum which is why they need to keep in place the one restriction.

Vice President DeMonaco stated that he concurred with Director Luth's last statement.

Vice President DeMonaco stated that he attended the Chino Youth Parade and Make a Child Smile events.

Vice President DeMonaco welcomed Matthew Gibbon to the Fire District.

Vice President DeMonaco congratulated Chief Shackelford on his retirement and thanked him for his leadership. He also thanked Director Ramos-Evinger for her leadership as Board President.

Vice President DeMonaco congratulated Finance Director Heide and staff for their award.

President Kreeger stated he was pleased about the 3.3 million dollars received in the COVID relief funds.

President Kreeger stated he was happy to move forward with district maps.

President Kreeger stated that he attended all the community events also.

President Kreeger welcome Matthew Gibbon to the Fire District.

President Kreeger also congratulated Director Ramos-Evinger for her job as Board President.

President Kreeger congratulated Chief Shackelford on his retirement.

President Kreeger congratulated Finance Director Heide and staff on their GFOA Award.

President Kreeger thanked all fire personnel for working during this time to keep the District running and keeping the community safe.

ADJOURNMENT

Regular Board Meeting Minutes

January 12, 2022

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The meeting was adjourned at 8:20 p.m. to a Regular Meeting of the Board of Directors of the Chino Valley Independent Fire District to be held on Wednesday, February 9, 2022 at 6:00 p.m. at District Headquarters located at 14011 City Center Drive, Chino Hills, CA 91709.

APPROVED AND ADOPTED THIS 9TH DAY OF FEBRUARY 2022



Melania Arredondo, Acting Clerk of the Board



Mike Kreeger, President